

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2008-445-WS - ORDER NO. 2008-852
DECEMBER 30, 2008

IN RE: Application of Mark S. Wrigley for Approval)	ORDER GRANTING
of the Sale of a Portion of the Assets of)	TWENTY DAY NOTICE
Wyboo Plantation Utilities, Incorporated to)	PERIOD SUBJECT TO
Clarendon County)	CONDITIONS

This matter comes before the Public Service Commission of South Carolina (“Commission”) on a motion filed on behalf of Mark Wrigley to limit the normal thirty-day public notice period as it relates to an application by Wrigley to sell part of Wyboo Plantation Utilities, Inc. (“Wyboo”) that serves Clarendon County to Clarendon County.¹ The Office of Regulatory Staff (“ORS”) does not object to the request for a twenty day notice period, but asks that this Commission require Wyboo to place in escrow \$44,555.36, the amount ORS alleges is still in controversy in the unauthorized charges docket, Docket No. 2006-327-WS. Wyboo responds that the amount in controversy has been reduced substantially since the case was filed in October of 2006. According to Wyboo, the company’s President has made diligent efforts to refund charges, credit accounts, and obtain waivers from affected customers.

Subject to the following conditions, we waive the thirty-day notice period and hold that a twenty-day notice period shall now be observed:

¹ Mark Wrigley is the Certificate of Public Convenience and Necessity holder of Wyboo Plantation Utilities, Inc.

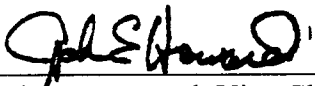
1. Wrigley must provide a written commitment to personal jurisdiction over him in Docket No. 2006-327-WS, the case brought by the Office of Regulatory Staff regarding alleged unauthorized charges. This verified statement must be provided prior to the Notice deadline of January 19, 2009, or this waiver will be subject to withdrawal and requirement of a new Notice period.
2. The assets of the utility's performance bond, other than those necessary for the sale of the Wyboo facilities at issue in this docket, must remain subject to Docket No. 2006-327-WS until that docket is resolved.
3. An Escrow of \$25,000 from the sale of the facilities must be maintained until the time of a hearing or other resolution of Docket No. 2006-327-WS.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman
(SEAL)